

2314-175  
JLI:ch



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Reissue Application of )  
Baldomero M. OLIVERA et al. )  
Serial No. 09/469,496 ) Patent No. 5,700,778  
Filed: 22 December 1999 ) Issued 23 December 1997  
For: CONOTOXINS I )

CONSENT OF ASSIGNEE FOR REISSUE APPLICATION

Assistant Commissioner on Patents  
Washington, DC 20231

Dear Sir:

SALK INSTITUTE FOR BIOLOGICAL STUDIES, assignee of the interest of the rights of Jean E. F. Rivier, John Dykert and Josep Torres in the subject matter in the application identified above, through its undersigned authorized signatory, hereby consents to the above reissue application.

SALK INSTITUTE FOR BIOLOGICAL STUDIES

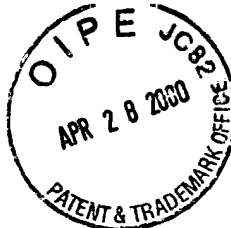
By: 

Name: Thomas E. Jurgensen

Title: Vice President Intellectual Property  
and Technology Transfer

Date: 3/2/00

2314-175  
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Reissue Application of )  
Baldomero M. OLIVERA et al. )  
Serial No. 09/469,496 ) Patent No. 5,700,778  
Filed: 22 December 1999 ) Issued 23 December 1997  
For: CONOTOXINS I )

CONSENT OF ASSIGNEE FOR REISSUE APPLICATION

Assistant Commissioner on Patents  
Washington, DC 20231

Dear Sir:

UNIVERSITY OF UTAH RESEARCH FOUNDATION, assignee of the interest of the rights of Baldomero M. Olivera, Lourdes J. Cruz, Chris E. Hopkins and Fe Abogadie in the subject matter in the application identified above, through its undersigned authorized signatory, hereby consents to the above reissue application.

UNIVERSITY OF UTAH RESEARCH FOUNDATION

By: Marjorie D. Hunter  
Marjorie D. Hunter  
Senior Licensing Manager,  
Technology Transfer Office

Date: April 21, 2000

I:\DATA\CLIENTS\2314\PTOPAPER\175A-UU.COM

#3

## Declaration and Power of Attorney for Reissue Application

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is described and claimed in Patent Number 5,700,778, granted 23 December 1997, and for which a reissue patent is sought on the invention entitled CONOTOXINS I, the specification of which

☐ is attached hereto.

☒ was filed on 22 December 1999  
as reissue application No. 09/469,496  
and was amended on \_\_\_\_\_ (if applicable)

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I verily believe the original patent to be wholly or partly inoperative or invalid for the reasons described below: (check all boxes that apply)

☐ by reason of a defective specification or drawing.

☒ by reason of the patentee claiming more or less than he had the right to claim in the patent.

☐ by reason of other errors.

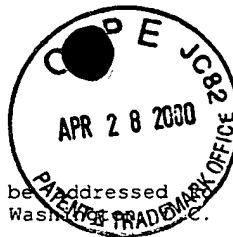
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E. Anthony Figg, Reg. No. 27,195  
Barbara G. Ernst, Reg. No. 30,377  
George R. Repper, Reg. No. 31,414  
Bart G. Newland, Reg. No. 31,282  
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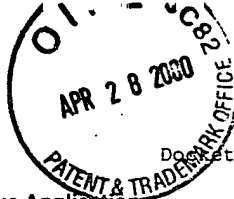


I/we hereby request that all correspondence about the application be addressed to  
ROTHWELL, FIGG, ERNST & KURZ, p.c., Suite 701-E, 555 13th Street, N.W., Washington, D.C.  
20004

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this declaration is directed.

FIRST NAMED INVENTOR Baldomero M. OLIVERA	SIGNATURE <i>Baldomero M. Olivera</i>	DATE March 17, 2000
RESIDENCE 1370 Bryan Avenue, Salt Lake City, Utah 84108	CITIZENSHIP Philippines	
POST OFFICE ADDRESS SAME		
SECOND NAMED INVENTOR Jean E.F. RIVIER	SIGNATURE	DATE
RESIDENCE 9674 Blackgold Road, La Jolla, California 92037	CITIZENSHIP United States of America	
POST OFFICE ADDRESS SAME		
THIRD NAMED INVENTOR Lourdes J. CRUZ	SIGNATURE	DATE
RESIDENCE 31 M Street, #403, Salt Lake City, Utah 84114	CITIZENSHIP Philippines	
POST OFFICE ADDRESS SAME		
FOURTH NAMED INVENTOR Fe ABOGADIE	SIGNATURE	DATE
RESIDENCE	CITIZENSHIP Philippines	
POST OFFICE ADDRESS SAME		

FIFTH NAMED INVENTOR Chris E. HOPKINS	SIGNATURE	DATE
RESIDENCE	CITIZENSHIP United States of America	
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SIXTH NAMED INVENTOR John DYKERT	SIGNATURE	DATE
RESIDENCE	CITIZENSHIP United States of America	
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SEVENTH NAMED INVENTOR Josep L. TORRES	SIGNATURE	DATE
RESIDENCE	CITIZENSHIP	
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Document No. 2314-175

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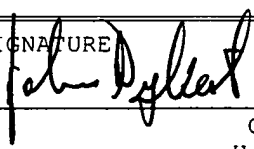
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Mark I. Bowditch, Reg. No. 40,315  
Robert J. Jondle, Reg. No. 33,915  
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Kenneth M. Fagin, Reg. No. 37,615  
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Jeffrey L. Ihnen, Reg. No. 28,957  
Stephen A. Saxe, Reg. No. 38,609

Glenn E. Karta, Reg. No. 30,649  
Martha Cassidy, Reg. No. 44,066

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Title 18 of the United States Code, and that such willful false statements may  
jeopardize the validity of the application, any patent issuing thereon, or any patent  
to which this declaration is directed.

FIRST NAMED INVENTOR Baldomero M. OLIVERA	SIGNATURE	DATE
RESIDENCE 1370 Bryan Avenue, Salt Lake City, Utah 84108		CITIZENSHIP Philippines
POST OFFICE ADDRESS SAME		
SECOND NAMED INVENTOR Jean E.F. RIVIER	<i>Jean E.F. Rivier</i>	DATE 2/28/00
RESIDENCE 9674 Blackgold Road, La Jolla, California 92037		CITIZENSHIP United States of America
POST OFFICE ADDRESS SAME		
THIRD NAMED INVENTOR Lourdes J. CRUZ	SIGNATURE	DATE
RESIDENCE 31 M Street, #403, Salt Lake City, Utah 84114		CITIZENSHIP Philippines
POST OFFICE ADDRESS SAME		
FOURTH NAMED INVENTOR Fe ABOGADIE	SIGNATURE	DATE
RESIDENCE		CITIZENSHIP Philippines
POST OFFICE ADDRESS SAME		

FIFTH NAMED INVENTOR Chris E. HOPKINS	SIGNATURE	DATE
RESIDENCE	CITIZENSHIP United States of America	
POST OFFICE ADDRESS SAME		
SIXTH NAMED INVENTOR John DYKERT	SIGNATURE 	DATE 2/28/00
RESIDENCE 704 BARSBY ST. VISTA, CA 92084	CITIZENSHIP United States of America	
POST OFFICE ADDRESS SAME		
SEVENTH NAMED INVENTOR Josep L. TORRES	SIGNATURE	DATE
RESIDENCE	CITIZENSHIP	
POST OFFICE ADDRESS SAME		





Desk: No. 2314-175

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I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is described and claimed in Patent Number 5,720,778, granted 23 December 1997, and for which a reissue patent is sought on the invention entitled CONOTOXINS, the specification of which

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POST OFFICE ADDRESS SAME		
THIRD NAMED INVENTOR Lourdes J. CRUZ	SIGNATURE <i>Lourdes J. Cruz</i>	DATE April 20, 2000
RESIDENCE 31 M Street, #403, Salt Lake City, Utah 84114	CITIZENSHIP Philippines	
POST OFFICE ADDRESS SAME		
FOURTH NAMED INVENTOR Fe ABOGADIE	SIGNATURE	DATE
RESIDENCE	CITIZENSHIP Philippines	
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Docet No. 2314-175

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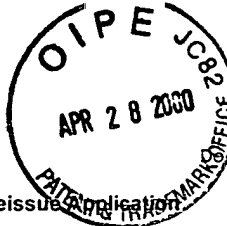
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RESIDENCE 1370 Bryan Avenue, Salt Lake City, Utah 84108	CITIZENSHIP Philippines	
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SECOND NAMED INVENTOR Jean E.F. RIVIER	SIGNATURE	DATE
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THIRD NAMED INVENTOR Lourdes J. CRUZ	SIGNATURE	DATE
RESIDENCE 31 M Street, #403, Salt Lake City, Utah 84114	CITIZENSHIP Philippines	
POST OFFICE ADDRESS SAME		
FOURTH NAMED INVENTOR Fe ABOGADIE	SIGNATURE <i>Fe C. Abogadie</i>	DATE <i>March 27, 2000</i>
RESIDENCE <i>NO. 2, THE WATCH FRIERN WATCH AVE, LONDON, N12 7DQ, UK</i>	CITIZENSHIP Philippines	
POST OFFICE ADDRESS SAME		

FIFTH NAMED INVENTOR Chris E. HOPKINS	SIGNATURE	DATE
RESIDENCE	CITIZENSHIP United States of America	
POST OFFICE ADDRESS SAME		
SIXTH NAMED INVENTOR John DYKERT	SIGNATURE	DATE
RESIDENCE	CITIZENSHIP United States of America	
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Sheet No. 2314-175

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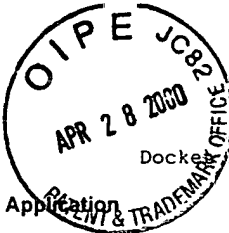
FIFTH NAMED INVENTOR Chris E. HOPKINS	SIGNATURE <i>Chris E. Hopkins</i>	DATE 02/29/00
RESIDENCE  103 Massasoit Rd, Worcester, MA 01604	CITIZENSHIP United States of America	
POST OFFICE ADDRESS SAME		

SIXTH NAMED INVENTOR John DYKERT	SIGNATURE	DATE
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Docket No. 2314-175

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the patentee claimed less than he had the right to claim in the patent by not claiming the glycosylated peptide J-004, i.e., the peptide of SEQ ID NO:13 with the Thr residue glycosylated.

All errors corrected in this reissue application arose without any deceptive intention on the part of the applicant. As a named inventor, I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith:

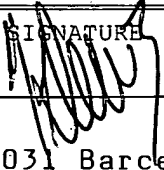
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I hereby declare that all statements made herein of my own knowledge are true and that  
all statements made on information and belief are believed to be true; and further that  
these statements were made with the knowledge that willful false statements and the  
like so made are punishable by fine or imprisonment, or both, under Section 1001 of  
Title 18 of the United States Code, and that such willful false statements may  
jeopardize the validity of the application, any patent issuing thereon, or any patent  
to which this declaration is directed.

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